

07-21-04



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/774,043	02/05/2004	Maher N. Qabar	680053.413C11

00500
 SEED INTELLECTUAL PROPERTY LAW GROUP PLLC
 701 FIFTH AVE
 SUITE 6300
 SEATTLE, WA 98104-7092

07/22/2004 EABURAK1 00000007 501627 10774043

01 FC:1001	770.00 DA
02 FC:1201	86.00 DA
03 FC:1202	162.00 DA
04 FC:1051	130.00 DA

Date Mailed: 05/20/2004

CONFIRMATION NO. 4992

FORMALITIES LETTER



OC000000012732987

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e)). See Figure(s) 4A.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$248** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1148** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$248**
 - **\$86** for **1** independent claims over **3**.
 - **\$162** for **9** total claims over **20**.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

Z. Aray
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 1148)

Complete if Known	
Application Number	10/774,043
Filing Date	February 5, 2004
First Named Inventor	Maher N. QABAR
Examiner Name	Unassigned
Group Art Unit	1617
Attorney Docket No.	5808.04 (previously 680053.413C11)

METHOD OF PAYMENT

- Applicant claims small entity status.
See 37 CFR 1.27
- The Commissioner is hereby authorized to charge indicated fees to Deposit Account Number 50-1627
- Payment Enclosed:
 Check Credit Card Money Order Other
- Charge any additional fee required under 37 CFR 1.16 and 1.17 and credit any overpayment to Deposit Account Number 50-1627

FEE CALCULATION

2. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	770
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			\$770

1. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
29 -20** = 9	x	\$18	= \$162
Indep. Claims 4 -3** = 1	x	\$86	= \$86

Multiple Dependent

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) \$ 248		

**or number previously paid, if greater; For Reissues, see above.

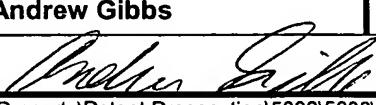
3. ADDITIONAL FEES

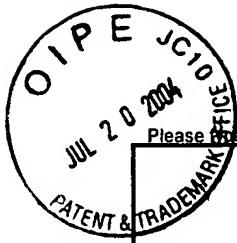
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge – late filing fee or oath	130
1052 50	2052 25	Surcharge – late provisional filing fee or cover sheet	
1053 130	1053 0	Non-English specification	
1812 2,520	1812 0	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 0	Requesting publication of SIR prior to Examination action	
1805 1,840*	1805 0	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 0	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive – unavoidable	
1453 1,330	2453 665	Petition to revive – unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 0	Petitions to the Commissioner	
1807 50	1807 0	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 0	Submission of Information Disclosure Stmt	
8021 40	8021 0	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	For each additional invention to be examined (37 CFR § 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 0	Request for expedited examination of a design application	
Other fee (specify) _____			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$130

SUBMITTED BY

Complete (if applicable)	
Name (Print/Type)	Andrew Gibbs
Signature	



Please type a plus sign (+) inside this box → +

		Application Number	10/774,043
		Filing Date	February 5, 2004
		First Named Inventor	Maher N. QABAR
		Group Art Unit	1617
		Examiner Name	Unassigned
Total Number of Pages in This Submission	30	Attorney Docket Number	5808.04 (previously 680053.413C11)

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Assignment Papers <i>(for an Application)</i>	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (<i>Appeal Notice; Brief, Reply Brief</i>)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Preliminary Amendment
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (<i>please identify below</i>):
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> CD, Number of CD(s)	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	ANDREW GIBBS, REG. NO. 52,943	
Signature		
Date	July 20, 2004	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: July 20, 2004.

Typed or printed name	Michael Moreno	Date	July 20, 2004
Signature			



Attorney Docket No. 5808.04 (Formerly 680053.413C11)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: QABAR et al.

Serial No.: 10/774,043

Filed: February 5, 2004

For: BETA-SHEET MIMETICS AND METHODS RELATING TO THE USE
THEREOF

July 20, 2004

MAIL STOP MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to a Notice to File Missing Parts of Application under 37 CFR 1.53(b) dated May 20, 2004, response copy attached, a copy of the Declaration and Power of Attorney and Supplemental Declaration submitted for the originally filed parent application of the above referenced application, is herewith submitted.

In response to the request for replacement drawings in compliance with 35 C.F.R. 1.84 and 37 C.F.R. 1.121, Applicants hereby submit a set of replacement drawings for Figures 1-5B consisting of six (6) pages. The set of replacement drawings are reproducible and comply with the requirement under 37 C.F.R. §1.78(e) that drawing sheets must be submitted on paper, which is flexible, strong, white, smooth, non-shiny, and durable. The replacement drawings are supported by the application as-filed and no new matter has been added.

Please charge the following fees and any additional fees or credit any overpayment for the payment of the filing fee, any extra claims fees or the surcharge to our Deposit Account No. 50-1627:

\$ 130.00	(surcharge under 37 C.F.R. 1.16(e))
770.00	(basic filing fee)
<u>248.00</u>	(additional claims fee)
\$1148.00	TOTAL

In re Application of: QABAR et al.
Serial No.: 10/774,043
Filed: February 5, 2004
Page 2

Respectfully submitted,

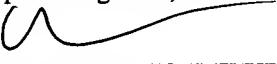

Andrew Gibbs
Registration No. 52,943

Intellectual Property Department
Myriad Genetics, Inc.
320 Wakara Way
Salt Lake City, UT 84108
Telephone: 801-584-3600
Fax: 801-883-3871

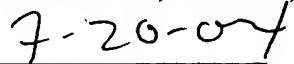
CERTIFICATE OF EXPRESS MAIL

"Express Mail" mailing label number EV 329264086 US
Date of Deposit: July 20, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Michael Moreno



Date